STAT
Sanitized Copy Approved for Release 2011/02/22 : CIA-RDP90-01208R000100150158-3

OFFICE OF CURRENT OPERATIONS

NEWS SERVICE

Date. 24 December 1980
Item No. 1
Ref. No.

STAT

DISTRIBUTION II

BY CHARLES NICODEMUS
(C) 1980 CHICAGO SUN-TIMES (FIELD NEWS SERVICE)

CHICAGO-UNIQUE; PREVIOUSLY SECRET AGREEMENTS UNDER WHICH THE FBI AND THE CIA HAVE AGREED NOT TO SPY ON THE LEGAL ACTIVITIES OF CHICAGO CITIZENS GROUPS AND THEIR MEMBERS HAVE NOW BEEN MADE PUBLIC.

AS PART OF THE SETTLEMENTS; REVEALED TUESDAY IN U.S. DISTRICT COURT HERE; THE FBI ADMITTED FOR THE FIRST TIME THAT IT HAD COMMITTED ''AT LEAST 500 BLACK BAG JOBS'' IN THE CHICAGO AREA BETWEEN 1948 AND 1966. THAT TOTAL WAS MORE THAN THE FBI HAD EVER ADMITTED FOR THE ENTIRE COUNTRY.

UNDER TERMS OF THE PROPOSED SETTLEMENTS-THE FIRST OF THEIR KIND IN THE COUNTRY-THE RESTRICTIONS ON INTELLIGENCE ACTIVITIES THAT THE FBI AND THE CIA HAVE ACCEPTED WILL APPLY ONLY IN CHICAGO.

THE SIGNED AGREEMENTS WERE CONTAINED IN A PARTIAL SETTLEMENT OF THE ''POLICE SPYING'' CASES. THEY ARE A SERIES OF CLASS-ACTION LAWSUITS THROUGH WHICH LOCAL CIVIC; COMMUNITY AND POLITICAL ORGANIZATIONS HAVE SOUGHT TO STOP ALLEGED ''POLITICAL SPYING'' ON THEIR GROUPS BY CHICAGO POLICE; THE FBI; THE CIA AND ARMY INTELLIGENCE.

THE 500 ILLEGAL ENTRIES OR BURGLARIES PURPORTEDLY WERE CARRIED OUT TO OBTAIN ''INTELLIGENCE'' INFORMATION; BUT THE PLAINTIFFS CONTENDED SOME OF THE BREAK-INS WERE COMMITTED TO GET MEMBERSHIP LISTS AND OTHER DATA ON LAWFUL CIVIC GROUPS THAT FORMER FBI DIRECTOR J. EDGAR HOOVER DISLIKED.

THERE ARE SIGNS; HOWEVER; THAT THE JUSTICE DEPARTMENT; WHICH SIGNED THE AGREEMENTS MORE THAN SIX WEEKS AGO; MAY BE HAVING SECOND THOUGHTS ABOUT THEM.

ASSISTANT U.S. ATTORNEY ED MORAN TOLD U.S. DISTRICT JUDGE SUSAN GETZENDANNER THAT ''HIGH-LEVEL APPROVAL'' IN THE JUSTICE DEPARTMENT HAD NOT YET BEEN GRANTED FOR ALL DETAILS ON IMPLEMENTING THE SETTLEMENT. GETZENDANNER TOLD THE GOVERNMENT TO REPORT NEXT TUESDAY ON THE STATUS OF THE NEEDED TECHNICAL APPROVALS.

THE SETTLEMENTS; SIGNED BY THE FBI OCT. 29 AND THE CIA NOV. 7; BECAME PUBLIC WHEN ATTORNEYS FOR THE TWO MAIN PLAINTIFF GROUPS; THE ALLIANCE TO END REPRESSION AND THE AMERICAN CIVIL LIBERTIES UNION; FILED FOR PERMISSION TO TELL MEMBERS OF THE VARIOUS ORGANIZATIONS ABOUT THE TERMS OF THE SETTLEMENTS.

Sanitized Copy Approved for Release 2011/02/22 : CIA-RDP90-01208R000100150158-3

Sanitized Copy Approved for Release 2011/02/22 : CIA-RDP90-01208R000100150158-3

UNDER THE PROPOSED FBI SETTLEMENT:

- FBI INTERNAL SECURITY INVESTIGATIONS MAY ONLY LOOK INTO CONDUCT THAT VIOLATES FEDERAL LAW AND MAY NOT BASE SUCH INVESTIGATIONS ON CITIZENS' EXERCISING THEIR CONSTITUTIONAL RIGHTS-NO MATTER HOW CONTROVERSIAL THE POLITICAL ACTIVITY.

- THE BUREAU MAY NOT EMPLOY ANY TECHNIQUES-SUCH AS INFILTRATION; HARASSMENT OR DEFAMATION OF CHARACTER OR REPUTATION-DESIGNED TO IMPAIR THE GROUPS' OR INDIVIDUALS' LAWFUL AND CONSTITUTIONALLY PROJECTED POLITICAL CONDUCT.

- THE UNNECESSARY COLLECTION AND RECORDING OF ''FIRST AMENDMENT INFORMATION'' MUST BE ''MINIMIZED.''

AS PART OF THE SETTLEMENT; THE BUREAU AGREED TO ABIDE BY ALL EXISTING FBI; JUSTICE DEPARTMENT AND WHITE HOUSE GUIDELINES ON DOMESTIC INTELLIGENCE GATHERING.

RESTRICTIONS ON THE CIA WERE MUCH NARROWER.

IN THE AGREEMENT PUBLICIZED TUESDAY; THE CIA SIMPLY AGREED TO FOLLOW ALL EXISTING LAWS; REGULATIONS AND CONSTITUTIONAL PROVISIONS NOW IN EFFECT.

THE SETTLEMENTS WERE NEGOTIATED ON BEHALF OF THE ACLU BY ATTORNEYS DOUGLAS CASSEL JR. FOR BUSINESS AND PROFESSIONAL PEOPLE FOR THE PUBLIC INTEREST AND MATTHEW PIERS FOR THE BETTER GOVERNMENT ASSOCIATION; AND RICK GUTMAN; ATTORNEY FOR THE ALLIANCE.

IT WAS ALSO DISCLOSED IN OPEN COURT THAT MAYOR JANE BYRNE AND THE CITY'S ATTORNEY; ACTING CORPORATION COUNSEL STANLEY GARBER; HAVE DECIDED TO REJECT A SIMILAR AGREEMENT ON BEHALF OF THE CHICAGO POLICE DEPARTMENT; AND TO GO TO TRIAL INSTEAD.

ENDIT NICODEMUS

NYT-12-24-80 0701EST

Sanitized Copy Approved for Release 2011/02/22 : CIA-RDP90-01208R000100150158-3